

FISCAL NOTE

HB 3013 - SB 3085

February 14, 2000

SUMMARY OF BILL: Requires a defendant on probation for a misdemeanor offense to be supervised by the probation services used by the county instead of the state Board of Probation and Parole. Also removes the authorization of the court to order misdemeanor defendants to be supervised by any public or private agency, program or association established for purpose of supervising defendants convicted of misdemeanors.

ESTIMATED FISCAL IMPACT:

Other Fiscal Impact - Prevents the shifting of cost to supervise misdemeanor probationers from local governments to state government in an amount estimated to exceed \$15,000,000

Estimate is based upon:

- General sessions court in one county has, to date, assigned the Board of Probation and Parole responsibility for the supervision of approximately 200 misdemeanor probationers in connection to a lawsuit brought by that county's probationers against the county's probation services contractor. Supervision of misdemeanor probationers has been the responsibility of local governments.
- The Office of the Attorney General opined that the Board of Probation and Parole could not refuse to supervise the misdemeanor probationer if order by the court under current law;
- County misdemeanor probationers referred to the Board of Probation and Parole for supervision could exceed 40,000 per year excluding Davidson, Knox, and Shelby Counties.

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

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A handwritten signature in black ink, reading "James A. Davenport". The signature is written in a cursive style with a large, stylized 'J' and 'D'.

James A. Davenport, Executive Director